

see at

UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

(13)
10/24/01
SC

EDWARD ACKERMAN, :
Petitioner :
: CIVIL NO. 1:CV-01-1048
v. :
: (Judge Caldwell)
JOHN MCCULLOUGH, :
Respondent :
:

FILED
HARRISBURG, PA

O R D E R

MARY E. DIANDREA, CLERK
PER *9/18* DEPUTY CLERK

THE BACKGROUND OF THIS ORDER IS AS FOLLOWS:

On August 23, 2001, this Court issued respondent an Order to Show Cause requesting a response to Ackerman's petition for writ of habeas corpus. The order directed respondent, inter alia, to answer the allegations of the petition and to file a memorandum of law with the answer. It further directed that the memorandum shall set forth the relevant facts and procedural history of the case, a recommended disposition of the petition, and citations to pertinent case law. (See Doc. 5, Order). After being granted an enlargement of time to respond to the petition, respondents filed a document styled "Commonwealth's Answer to Defendant's Habeas Corpus Petition/Commonwealth's Motion to Dismiss Petition". It was not accompanied by a supporting memorandum of law.

Therefore, it is Ordered that respondent file a memorandum of law supplementing its answer/motion in response to the petition for

writ of habeas corpus. It is further ordered that Petitioner may file a reply brief within fifteen days of receipt of the Respondents' supplemental filings.

Therefore, it is ordered that:

1. Within ten days of the date of this Order, the Commonwealth shall file a memorandum of law in support of its answer/motion to dismiss the petition (Doc. 11).
2. The Petitioner, if he desires, shall file a reply to the supplemental response within fifteen days of the date of its filing.


William W. Caldwell
WILLIAM W. CALDWELL
United States District Judge

Date: October 23, 2001

UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

* * MAILING CERTIFICATE OF CLERK * *

October 23, 2001

Re: 1:01-cv-01048 Ackerman v. McCullough

True and correct copies of the attached were mailed by the clerk to the following:

Edward Ackerman
SCI-HOUTZDALE
CW-5843
P.O.Box 1000
Houtzdale, PA 16698-1000

Karen Byrnes-Noon, Esq.
Schuylkill County Courthouse
401 North Second Street
Pottsville, PA 17901

Francis R Filipi
Deputy Atty General
Office Of Attorney General
15th Floor, Strawberry Square
Harrisburg, PA 17120

Claude Shields
Schuylkill County Court
401 N. 2nd Street
Pottsville, PA 17901

cc:
Judge
Magistrate Judge
U.S. Marshal
Probation
U.S. Attorney
Atty. for Deft.
Defendant
Warden
Bureau of Prisons
Ct Reporter
Ctroom Deputy
Orig-Security
Federal Public Defender
Summons Issued

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() Pro Se Law Clerk
() INS
() Jury Clerk

() with N/C attached to complt. and served by:

Standard Order 93-5 U.S. Marshal () Pltf's Attorney ()
Order to Show Cause () with Petition attached & mailed certified mail
 to: US Atty Gen () PA Atty Gen ()
 DA of County () Respondents ()
Bankruptcy Court ()
Other _____ ()

MARY E. D'ANDREA, Clerk

DATE: 10/23/01

BY: JtB
Deputy Clerk